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UNITED STATES DISTRICT COURT
Northern District of California
San Francisco Division

KENNETH J KLEIN, et al.,
v.
THE HOME DEPOT, INC., et al.,
Defendants.

No. C 14-04097 LB

**ORDER CONDITIONALLY
DISMISSING ACTION**

[Re: ECF No. 27]

The court having been advised the parties have agreed to a settlement of this action, **IT IS
HEREBY ORDERED** that action is dismissed without prejudice; provided, however that if any party hereto shall certify to this court, within ninety (90) days, with proof of service thereof, that the agreed consideration for said settlement has not been delivered over, the foregoing order shall stand vacated and this cause shall forthwith be restored to the calendar to be set for trial.

If no certification is filed, after passage of ninety (90) days, the dismissal shall be with prejudice.

IT IS SO ORDERED.

Dated: December 9, 2014


LAUREL BEELER
United States Magistrate Judge